No. 1091. FALWELL ET AL. *v.* UNITED STATES ET AL. Appeal from the District Court of the United States for

741700 O—47—55

the Western District of Virginia. March 31, 1947. *Per Curiam:* The motion to affirm is granted and the judgment is affirmed. §§ 5 and 17, Interstate Commerce Act, 54 Stat. 905, 913, 49 U. S. C. §§ 5 and 17. *W. G. Burnette* for appellants. *Acting Solicitor General Washington* and *Daniel W. Knowlton* for the United States et al., appellees. *J. Ninian Beall* and *H. Lauren Lewis* filed a brief for the Regular Common Carrier Conference of American Trucking Assns. et al., as *amici curiae*, urging granting of the motion to affirm. *Nuel D. Belnap, E. B. Ussery* and *Rex H. Fowler* filed a brief for the Brady Transfer & Storage Co. et al., as *amici curiae*, replying to the motion to affirm. Reported below: 69 F. Supp. 71.